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CONCERNS FFCA 90 DAY DELIVERABLES

11/19/86

USEPA/DOE-FMPC

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ENCLOSURES



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5
230 SOUTH DEARBORN ST.
CHICAGO, ILLINOIS 60604

REPLY TO THE ATTENTION OF:

19 NOV 1986

5RA-14

Mr. James A. Reafsnyder
U.S. Department of Energy
Feed Materials Production Center
P.O. Box E
Oak Ridge, Tennessee 37831

Dear Mr. Reafsnyder:

We are writing in response to your letter of October 15, 1986, concerning the Federal Facilities Compliance Agreement (FFCA) 90-Day Deliverables. As noted in your letter, the FFCA required the submittal of a Work Plan for the Site-Wide Remedial Investigation and Feasibility Study by October 16, 1986. According to your letter, the Work Plan was not submitted because of difficulties in preparing a Work Plan that was "...technically accurate, complete and in accordance with USEPA's RI/FS guidance."

We are disappointed that one of the first, and certainly one of the most important, of the time commitments in the FFCA has been missed. As you are aware, DOE cannot begin the remedial investigation/feasibility study into the environmental impacts caused by the facility without an approved Work Plan.

We are particularly disappointed because USEPA staff took great measures to ensure that DOE had the requisite guidance to develop an acceptable Work Plan, and we have remained available to discuss the Work Plan throughout the period of its development.

We were notified by Rick Collier of your staff, on October 15, 1986, that the Work Plan would not be submitted by the required date. Prior notification would have given the agencies an opportunity to address the problems with the Work Plan development.

While the FFCA does not specifically address notifying us when a delay is anticipated, we would appreciate it in the future that we be provided with notification of a delay as soon as you are aware that such a delay will occur.

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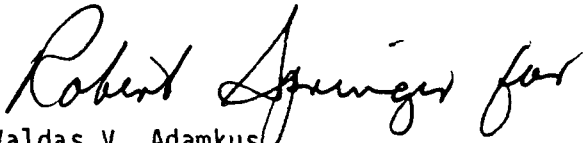
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Notwithstanding the above, we believe the most efficient way to remedy this problem would be to have you review the Work Plan and indicate the areas where you believe it to be inadequate, inaccurate or technically incorrect. Once you have completed your review, send it to us. We will review the Work Plan and your comments and concerns. We should complete our preliminary review of the Work Plan in two weeks. After we have completed this initial review, we can meet to discuss the changes/additions that must be made.

If you have any questions, please contact Mr. William D. Franz, Chief, Environmental Review Branch, at 886-7500 (FTS) or 312-886-7500 (commercial).

Sincerely yours,



Valdas V. Adamkus
Regional Administrator